

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

---

AGATHA DAVIS,

Plaintiff,

v.

Case No. 08-13512

FEDEX GROUND,

Defendant.

---

**ORDER RESOLVING DEFENDANT'S MOTIONS IN LIMINE**

On September 13, 2010, the court held a hearing on Defendant's four motions in limine. For the reasons stated on the record,

IT IS ORDERED that Defendant's "Motion in Limine to Exclude Evidence Regarding the Equal Employment Opportunity Commission's Investigation and Letter of Determination" [Dkt. # 31], pursuant to Plaintiff's agreement, is TERMINATED AS MOOT.

IT IS FURTHER ORDERED that Defendant's "Motion in Limine for an Order That Evidence of Handwritten Notes of Plaintiff's Supervisor Are Not Precluded Under the Bullard-Plawecki Right to Know Act" [Dkt. # 32] is GRANTED.

IT IS FURTHER ORDERED that Defendant's "Motion in Limine to Exclude Evidence of Richard Seelhoff's Alleged Discriminatory Hiring Practices" [Dkt. # 33] is GRANTED, with the possibility reserved that the court might permit Plaintiff to introduce evidence touching upon these matters if it is shown to be relevant in the context of other evidence and if its probative value is not substantially outweighed by the risk of unfair

prejudice, confusion of the issues, or misleading the jury, or by considerations of undue delay, waste of time, or needless presentation of cumulative evidence.

Finally, IT IS ORDERED that Defendant's "Motion in Limine to Exclude the Admission of Evidence and Testimony Regarding Plaintiff's Abandoned and Dismissed Race Discrimination and Racial Harassment Claims" [Dkt. # 34] is TERMINATED AS MOOT, pursuant to the stipulation of the parties.

S/Robert H. Cleland  
ROBERT H. CLELAND  
UNITED STATES DISTRICT JUDGE

Dated: September 14, 2010

I hereby certify that a copy of the foregoing document was mailed to counsel of record on this date, September 14, 2010, by electronic and/or ordinary mail.

S/Lisa Wagner  
Case Manager and Deputy Clerk  
(313) 234-5522